



KENTUCKY DEPARTMENT OF EDUCATION LOCAL SUPERINTENDENTS ADVISORY COUNCIL SUMMARY

Nov. 23, 2021

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Agenda Item: Approval of 702 KAR 1:115, Annual In-Service Training of District Board Members

Presenter: Todd G. Allen, General Counsel, Office of Legal Services

Summary of Discussion: Allen presented the regulation related to local school board member training, noting that the hour requirements for training are established in statute by the General Assembly. Allen clarified that only technical amendments were made since previous versions of the regulation and no substantive changes to training requirements are included.

Action Taken: Approved unanimously.

Follow-up Required: None.

Agenda Item: Approval of 702 KAR 1:191E, District Employee Quarantine Leave

Presenters: Robin Kinney, Associate Commissioner and Matt Ross, Policy Advisor, Office of Finance and Operations

Summary of Discussion: Explanation of the emergency regulation that provides quarantine leave for eligible employees with COVID-19. This regulation is being re-promulgated due to action by the General Assembly during the 2021 Special Session, which inadvertently invalidated the prior version.

Action Taken: LSAC approved the regulation by a vote of 8-3.

Follow-up Required: None.

Agenda Item: Amendments to 704 KAR 19:002, Alternative Education Programs

Presenters: Kelly Foster, Associate Commissioner and Matthew Courtney, Policy Advisor, Office of Continuous Improvement and Support

Summary of Discussion: Foster provided an overview of the proposed amendments to the regulation. The regulation is being updated to: strengthen the Individual Learning Plan Addendum (ILPA); require districts to adopt policies related to the local monitoring of alternative education programs and professional learning for educators working in alternative education programs; and to require districts to collect information from facilities that are not district-staffed and input that information into the student information system (Infinite Campus).

Action Taken: The proposed amendments were unanimously approved, with the expectation that KDE will partner with the appropriate stakeholders in the development of training regarding the new data collection requirement.

Follow-up Required: None.

Agenda Item: New Regulation: 704 KAR 7:170, Corporal Punishment

Presenters: Kelly Foster, Associate Commissioner and Matthew Courtney, Policy Advisor, Office of Continuous Improvement and Support

Summary of Discussion: Courtney provided an overview of the history of corporal punishment and discussed the new regulation in detail. This new regulation seeks to apply the principles of harm reduction to corporal punishment to reduce the harm caused by its use.

Action Taken: The proposed new regulation was unanimously approved.

Follow-up Required: None.

Agenda Item: Approval of 704 KAR 3:395, Extended School Services

Presenter: Veronica Sullivan, Division Director, IDEA Implementation and Preschool, Office of Special Education and Early Learning

Summary of Discussion: KRS 158.070(8) requires that schools must provide continuing education for those students who need additional time to achieve the educational goals outlined for Kentucky's schools in KRS 158.6451. KRS 158.070(8) requires the Kentucky Board of Education (KBE) to promulgate an administrative regulation establishing the provisions for how extended school programs meet the educational goals set by the General Assembly; the grant process and funding calculation; and the waiver process required by the law. The regulation is being re-promulgated to update the allocation formula used to distribute funds to districts.

The formula previously utilized an overall score, but that is no longer calculated. Instead, the formula will rely on a combined reading and math novice percentage. This will align with the updated state

accountability and assessment statutes and regulations. Also, the calculation for economic deprivation has relied on the participation rates of students in the National School Lunch Program (NSLP). However, that definition was not included in the regulation.

This update adds the definition of at-risk students as those approved for the free lunch program under state and federal guidelines. This also brings this definition into alignment with the at-risk definition utilized for the Support Education Excellence in Kentucky (SEEK) funding formula in KRS 157.360(2)(a).

Action Taken: No action taken.

Follow-up Required: None.